

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GREAT AMERICAN INSURANCE COMPANY,

Plaintiff/Counter-Defendant,

v.

JOSEPH ZELIK

Defendant/ Counter-Plaintiff
/Third-Party Plaintiff,

Case No.: 1:19-CV-01805-JSR

JOSEPH ZELIK

Defendant/ Counter-Plaintiff
/Third-Party Plaintiff,

v.

SECURE INSURE BROKERAGE INC. f/k/a INSURE
SECURE INC.

Third-Party Defendants

**DEFENDANT JOSEPH ZELIK'S RESPONSE TO
PLAINTIFF GREAT AMERICAN INSURANCE COMPANY'S
MOTION TO DEPOSIT FUNDS INTO THE COURT REGISTRY**

Defendant/Counter-Plaintiff/Third-Party Plaintiff Joseph Zelik, by and through his attorneys, Anderson Kill, P.C., respectfully responds to Plaintiff/Counter-Defendant Great American Insurance Company's ("Great American") Motion to Deposit Funds into the Court Registry as follows:

Mr. Zelik does not oppose Great American's request to deposit with the court funds in the amount of \$303.99. Mr. Zelik, however, continues to maintain that Great American's causes of action for rescission and reformation are improper and that it is not entitled to the equitable relief

that it seeks. Mr. Zelik reserves argument on these contested issues, which he will raise in his Motions for Summary Judgment under Rule 56 following discovery in this case.

Dated: August 23, 2019

By: /s/ Marshall Gilinsky

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JOSEPH ZELIK

CERTIFICATE OF SERVICE

I, Grant Brown, attorney for Defendant herein, hereby certify that, on August 23, 2019, a copy of DEFENDANT JOSEPH ZELIK'S RESPONSE TO PLAINTIFF GREAT AMERICAN INSURANCE COMPANY'S MOTION TO DEPOSIT FUNDS INTO THE COURT REGISTRY was served on the attorneys listed by filling on the court's electronic filing system:

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/s/ Grant Brown
Grant Brown